IN THE HIGH COURT OF UTTARANCHAL AT NAINITAL.

W.P. No. 468 of 2003 (S/B)

Suresh Kumar Gupta,
S/o Shri J.R. Gupta,
Presently posted as
Superintending Engineer/
Incharge Chief Engineer Level-II,
Lok Nirman Vivagh, Kumaon Zone,
Almora ….……. Petitioner

Versus

1. State of Uttaranchal
   through Secretary Karmik Vibagh,
   Uttaranchal Shasan, Dehradun
2. Secretary, Lok Nirman Vivagh,
   Uttaranchal Shasan, Dehradun
3. Sri Kripal Singh, presently posted
   as Senior Staff Officer / Incharge Chief
   Engineer Level-II, Lok Nirman Vivagh,
   Garhwal Zone, Pauri. ….……. Respondents

Mr. Manoj Tiwari, Advocate for the Petitioner.
Mr. N.B. Tiwari, Chief Standing Counsel.
Mr. Rakesh Thapaliyal for the respondent no.3.

Coram: Hon. S.H.Kapadia, C.J.
Hon. Rajesh Tandon, J.

Dated: 22.09.2003:

PC:

By this writ petition, petitioner seeks to challenge the appointment of respondent no.3 to the post of Chief Engineer in officiating capacity. Since the appointment is on officiating basis, we do not see any reason to interfere. We make it clear that the work put in by respondent no.3 on officiating basis will not be given weightage to oust the claim of the petitioner.

Subject to above, the writ petition is disposed of.

(Rajesh Tandon, J.) **(S.H. Kapadia, C.J.)**

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